FILED

## UNITED STATES DISTRICT COURT WESTERN DISTRICT OF TEXAS SAN ANTONIO DIVISION

§ § NOV 2 7 2017

CLERK, U.S. DISTRICT COURT WESTERN DISTRICT OF TEXAS

UNITED STATES OF AMERICA ex rel. Gerald Koppes, M.D.,

v.

Plaintiff,

Civ. A. No. 5:16-cv-00376-FB \*SEALED\*

HCA HOLDINGS, INC., COLUMBIA/HCA HEALTHCARE CORPORATION OF CENTRAL TEXAS, and METHODIST HEALTHCARE OF SAN ANTONIO, LTD., L.P.P.,

Defendants.

FILED UNDER SEAL

## ORDER UNSEALING AND DISMISSING QUI TAM ACTION

The Court, having noted that the Relator Gerald Koppes, M.D., has moved pursuant to Fed. R. Civ. P. 41(a)(2) to dismiss this *qui tam* action without prejudice, and having noted that the United States consents to the dismissal, orders as follows:

- 1. Relator's Consent Motion to Dismiss Without Prejudice is GRANTED and this action is hereby DISMISSED WITHOUT PREJUDICE.
- 2. The Clerk is directed to UNSEAL the following items: (1) the Complaint; (2) Relator's Consent Motion to Dismiss Without Prejudice; and (3) this Order.
- 3. Except as otherwise provided in the preceding paragraph, all documents filed in this action prior to the date of this Order shall remain UNDER SEAL.
  - 4. The seal is lifted as to all documents filed after the date of this Order.

IT IS SO ORDERED.

SIGNED on November 2017

HON. FRED BIERY

UNITED STATES DISTRICT JUDGE